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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David W. Larsen
Serial No.: 10/780,278
Conf. No.: 7067
Filed: 2/17/2004
For: LIGHT SCATTERING DETECTOR
Art Unit: 2878
Examiner:

I hereby certify that this paper is being deposited with the United States Postal Service as FIRST-CLASS mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

12/6/05
Date *[Signature]* Registration No. *35732*

F-CLASS.WCM

Appr. February 20, 1998

Attorney for Applicant(s)

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Election/Restriction Requirement mailed November 15, 2005, applicants hereby elect Group I, claims 1-34 drawn to a light scattering detector device. The election is made with traverse, grounds for which are set forth in the remarks below.

REMARKS

The election is made with traverse. The first ground for traversal is that the examiner has not supplied the separate utility required by MPEP § 806.05(d). "Device without the particulars of the other subcombination" is not an example of the separate utility as required by § 806.05(d). It appears that the form paragraph for making a restriction requirement may have been inserted without modification. In any event, the utility of the two groups is the same, high sensitivity light scattering detection.

Examination of both of the groups would also not present an undue burden. Group II includes only four claims. The heated exit port and heated inlet port in independent claim 35 are similar to features recited in claims in Group I. Claims 18 and 31, for example, include a